

TRADEMARK LAW OFFICE 10

Serial Number: 75/778612

Mark: N.Y.C. NEW YORK EYEWEAR (STYLIZED)

Please Place on Upper Right Corner

of Response to Office Action ONLY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Shirley
Team A*

In re: Trademark Application of
Del Laboratories, Inc.
Serial No.: 75/778,612
Filing Dt.: August 19, 1999
For: N.Y.C. NEW YORK EYEWEAR (Stylized)
TM Atty.: Caroline E. Wood, Law Office 110



05-24-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #72

New York, New York
May 16, 2002

Box Responses
No Fee
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

RESPONSE

Dear Sir:

Responsive to the final action of December 19, 2001, there is submitted herewith a Notice of Appeal. Also enclosed is a check in the amount of \$100 to cover the filing fee. It is requested that it be transmitted to the Trademark Trial and Appeal Board. If any additional fees are involved, it is requested that they be charged to the undersigned's Deposit Account, No. 11-1145. We would be most obliged if we could be advised by telephone if such a charge is made.

Respectfully submitted,

KIRSCHSTEIN, OTTINGER,
ISRAEL & SCHIFFMILLER, P.C.
489 Fifth Avenue
New York, NY 10017-6105
(212) 697-3750

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By


DAVID B. KIRSCHSTEIN

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LAW OFFICE 110

TO THE TRADEMARK TRIAL AND APPEAL BOARD:

Applicant hereby appeals to the Trademark Trial and Appeal Board from the decision of the Trademark Attorney refusing registration of the above-entitled trademark.

DEL LABORATORIES, INC.

By


David B. Kirschstein, Esq.
KIRSCHSTEIN, OTTINGER,
ISRAEL & SCHIFFMILLER, P.C.
Attorneys for Appellant
489 Fifth Avenue
New York, New York 10017-6105

Dated: May 16, 2002